

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL MEMORANDUM

HB 1204 – SB 1331

June 8, 2009

SUMMARY OF AMENDMENTS (009520, 009527, 009706):

Amendment 009520 changes the effective date of the bill to July 1, 2009. Amendment 009527 prohibits the provisions of this bill from applying to any lawsuit or other pending legal action. Amendment 009706 directs the Department of Environment and Conservation (TDEC) and the Tennessee Wildlife Resources Agency (TWRA) to conduct testing for selenium in certain waterways and in wildlife near such waterways. These tests would be conducted from the start of the Melton Hill Dam and the start of Loudon Dam and every 10 miles thereafter, to the Watts Bar Dam and on portions of the Emory River located in certain counties. The results of such tests are to be reported to the General Assembly within six weeks of the conclusion of such testing. The report will include a comparison of the test results with other recent tests conducted the Agency and Department.

FISCAL IMPACT OF ORIGINAL BILL:

MINIMAL

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENTS:

**Increase State Expenditures - \$4,400/One-Time/General Fund
\$2,267,000/One-Time/
Wildlife Resources Fund**

Assumptions applied to amendments:

- Changing the effective date of the bill will have no a fiscal impact on state or local government.
- Prohibition of the application of the provisions of this upon pending litigation will have no fiscal impact on state or local government.
- According to TDEC, the required water testing would result in a one-time increase in state expenditures to the General Fund of approximately \$4,400.

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- According to TWRA, the required wildlife testing will result in a one-time increase in state expenditures to the Wildlife Resources Fund of approximately \$2,267,000. This includes the cost of the collection and analysis of multiple samples of multiple individuals of at least 12 species at 15 sample sites.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the last name "White".

James W. White, Executive Director

/cce